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3-24-04

 RCE
 3722

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 USC 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

| | |
|----------------------|-------------------|
| Application No. | 09/759,875 |
| Filing Date | January 12, 2001 |
| First Named Inventor | Jerome L. KRUPA |
| Group Art Unit | 3722 |
| Examiner Name | Mark T. Henderson |
| Attorney Docket No | P1329US |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

NOTE: 37 CFR 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 CFR 1.53(d) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000); 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 CFR 1.114

- a. Previously submitted
 - i. Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on
(Any unentered amendment(s) referred to above will be entered.)
 - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
 - iii. Other:
- b. Enclosed
 - i. Amendment/Reply
 - ii. Affidavit(s)/Declaration(s)
 - iii. Information Disclosure Statement (IDS)
 - iv. Form PTO-1449
 - v. Copies of documents listed in Form PTO-1449
 - vi. Other: Copy of Search Report for EP 02014162.8

2. Miscellaneous

- a. Suspension of action on the above-identified application is requested under 37 CFR 1.103 for a period of months. (Period of suspension shall not exceed 3 months; fee under 37 CFR 1.17(i) required.)
- b. Applicant claims small entity status. See 37 CFR 1.27
- c. Other:

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. The following fees are enclosed:
 - i. RCE fee of 385.00 (small entity) required under 37 CFR 1.17(e)
 - ii. Two-month extension of time fee of 210.00 (37 CFR 1.136 and 1.17)
 - iii. Suspension of action fee of \$130.00 (37 CFR 1.17(i))
 - iv. Other:

TOTAL FEES ENCLOSED \$595.00

- b. Check in the amount of \$595.00 enclosed
- c. The Commissioner is hereby authorized to charge the above fees to Deposit Account No. 07-0181
- d. The Commissioner is hereby authorized to charge any deficiencies in the above fees or to credit any overpayments to Deposit Account No. 07-0181

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01 FC:2801
02 FC:2252

385.00 OP
210.00 OP

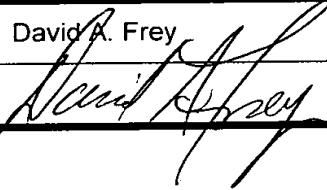
TECHNOLOGY CENTER R3700

Request For Continued Examination Transmittal

Application No. 09/759,875

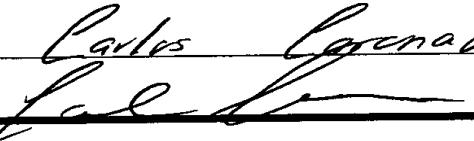
Attorney Docket No. P1329US

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|----------------|
| Name (Print/Type) | David A. Frey | Registration No. (Attorney/Agent) | 43,618 |
| Signature |  | Date | March 23, 2004 |

CERTIFICATE OF MAILING UNDER 37 CFR 1.10

I hereby certify that this RCE Transmittal and all accompanying documents are being deposited with the United States Postal Service on March 23, 2004 in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 CFR 1.10, Mailing Label Number EF366666543US, addressed to: Mail Stop 313(c), Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

| | | | |
|-------------------|--|------|----------------|
| Name (Print/Type) | Carlos Leonardi | | |
| Signature |  | Date | March 23, 2004 |

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